

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

OFFICE OF SPECIAL MASTERS

LAUREN LYNCH, LVN,

*

Petitioner,

*

No. 08-805V

*

Special Master Moran

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v.

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Filed: March 30, 2010

SECRETARY OF HEALTH
AND HUMAN SERVICES,

*

*

Respondent.

*

*

attorneys' fees and costs, award
based on joint stipulation

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UNPUBLISHED ATTORNEYS' FEES AND COSTS DECISION*

Petitioner, Lauren Lynch, seeks reimbursement for her attorneys' fees and costs. The Court awards the amount to which the parties have agreed.

On March 5, 2010, Ms. Lynch submitted a draft application for attorneys' fees and costs to respondent. Respondent raised some informal objections to parts of the draft application. Negotiations and resolution of the objections followed.

On March 26, 2010, the parties filed a joint stipulation regarding Ms. Lynch's attorneys' fees and costs, attached hereto as Appendix A. The parties also submitted, informally, documents supporting the joint stipulation. Ms. Lynch also provided the court with a statement of costs in compliance with General Order No. 9, stating that she incurred no litigation costs.

* The undersigned intends to post this decision on the United States Court of Federal Claims's website, in accordance with the E-Government Act of 2002, Pub. L. No. 107-347, 116 Stat. 2899, 2913 (Dec. 17, 2002). As provided by Vaccine Rule 18(b), each party has 14 days within which to request redaction "of any information furnished by that party (1) that is trade secret or commercial or financial information and is privileged or confidential, or (2) that are medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of privacy." Vaccine Rule 18(b). Otherwise, "the entire" decision will be available to the public. Id.

After reviewing the request and supporting documentation, the undersigned finds the stipulated amounts reasonable.¹ Thus, petitioner is awarded attorneys' fees and other litigation costs. Those fees and costs are awarded as follows:

A lump sum of \$44,270.10 in the form of a check payable to petitioner and petitioner's counsel of record, The Law Office of Gil L. Daley, II, P.C.

The court thanks the parties for their cooperative efforts in resolving this matter. The Clerk shall enter judgment accordingly.²

IT IS SO ORDERED.

s/ Christian J. Moran

Christian J. Moran
Special Master

¹ The time entries created by Ms. Lynch's attorney could have described the activity being performed more robustly. Time entries stating "Letter to [an identified person]" or "Teleconference with [an identified person]" or "Email correspondence with [an identified person]" do not communicate much meaningful information about the attorney's activity.

Presumably, respondent objected to paying the full amount requested by Ms. Lynch's attorney because of the vagueness in time entries. In any event, the parties' stipulation reduces the amount requested in attorneys' fees to an amount that is reasonable.

² Pursuant to Vaccine Rule 11(a), the parties can expedite entry of judgment by each party filing a notice renouncing the right to seek review by a United States Court of Federal Claims judge.